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8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 ANGELINA M. GREENE,
11 Plaintiff,
12 v.

Case No.: 2:12-cv-00765-APG-CWH

ORDER GRANTING MOTION TO
DISMISS FOR FAILURE TO STATE A
CLAIM

13 CAL-WESTERN RECONVEYANCE
CORPORATION, a foreign corporation;
14 MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC., a foreign corporation;
15 AURORA LOAN SERVICES, LLC, a foreign
entity; FEDERAL NATIONAL MORTGAGE
16 ASSOCIATION d/b/a FANNIE MAE, a foreign
corporation; DOES I-X and ROE
17 CORPORATIONS XI-XX,

18 Defendants.
19

20 Defendant Aurora Loan Services, LLC filed a motion to dismiss plaintiff Angelina Greene's
21 complaint for failure to state a claim [Dkt. 33]

22 Aurora filed the motion on **December 4, 2013**. Greene's response was due for filing and
23 service no later than **December 19, 2013**. As of this date, Greene has yet to file a response to the
24 motion.

25 Defendants Mortgage Registration Systems, Inc. and Federal National Mortgage Association
26 filed a Joinder to Aurora's Motion to Dismiss (Dkt. #36). Although Defendant Cal-Western
27 Reconveyance Corporation ("Cal-Western") did not join in the motion, the Court finds that the
28 arguments asserted in the motion likewise apply to Cal-Western. *Omar v. Sea-Land Serv., Inc.*,

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1 813 F.2d 986, 991 (9th Cir. 1987) (trial court may dismiss claims sua sponte pursuant to Rule
2 12(b)(6) without notice where a claimant cannot possibly win relief) (citing *Wong v. Bell*, 642
3 F.2d 359, 362 (9th Cir. 1981).

4 The Court having considered the papers and pleadings on file and good cause appearing
5 therefore, makes the following order:

6 **IT IS HEREBY ORDERED** that Aurora's motion to dismiss for failure to state a claim
7 (Dkt. #33) is GRANTED.

8 **IT IS FURTHER ORDERED** that the Complaint is dismissed as to all defendants.

9 Dated: March 17, 2014.

10 
UNITED STATES DISTRICT JUDGE

11 **Submitted by:**
12 Akerman LLP

13 /s/ Christine M. Parvan
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